

Docket No.: 12007-0051

DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I declare that:

My residence, post office address, and citizenship are as stated below next to my name. I believe that I am the original, first and sole inventor (if only one name is listed below) or an original, first, and joint inventor (if plural names are listed below) of the subject matter that is claimed and for which a patent is sought on the invention entitled:

BIODEGRADABLE COLLOIDAL PARTICLES FOR PULMONARY APPLICATIONS IN PARTICULAR (AS AMENDED)

☒ the specification of which is attached hereto; OR

☒ was filed on November 14, 2003 as U.S. Application Number or PCT International Application Number PCT/DE2003/003787 and (if applicable) was amended on _____

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose information of which I am aware and which is material to the examination of the patent application in accordance with 37 CFR §1.56.

I hereby claim foreign priority benefits under 35 U.S.C. §119(a)-(d) or §365(b) of any foreign application(s) for patent or inventor's certificate, or §365(a) of any PCT International application which designates at least one country other than the United States, listed below and have also identified below, by checking the space, any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is not claimed.

Prior Foreign Application(s)

NUMBER	COUNTRY	DAY/MONTH/YEAR FILED	PRIORITY CLAIMED?
103 53 623.6	GERMANY	NOVEMBER 15, 2002	YES

I hereby claim the benefit under 35 U.S.C. §119(e) of any United States provisional application(s) listed below.

PROVISIONAL APPLICATION NUMBER	FILING DATE

I hereby claim the benefit under 35 U.S.C. §120 of any United States application(s), or §365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. §112, I acknowledge the duty to disclose information known to me which is material to the patentability as defined in 37 CFR §1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application.

INTERNATIONAL APPLICATION NUMBER	FILING DATE	STATUS (Patented, Pending, Granted)

Each undersigned applicant hereby appoints CONRAD J. CLARK (Registration No. 30,340) and CHRISTOPHER W. BRODY (Registration No. 33,513), as his attorneys with full power of substitution to prosecute the subject application and to transact all business in the Patent and Trademark Office connected therewith.

Send Correspondence to: (Customer No. 22902) CLARK & BRODY, 1090 Vermont Avenue, NW, Suite 250, Washington, DC 20005, Telephone: 202-835-1111; Facsimile: 202-835-1755

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

1-00 Full name of first inventor: WERNER SEEGER

Inventor's signature: [Signature]

Date: 30.11.05

Residence: BIEBERTAL, GERMANY DEX

Citizenship: GERMANY

Post Office Address: SCHAFFSWEG 19, 35444 BIEBERTAL, GERMANY

2-00 Full name of second joint inventor, if any: THOMAS SCHMEHL

Inventor's signature: [Signature]

Date: 29.11.2005

Residence: GIESSEN, GERMANY DEX

Citizenship: GERMANY

Post Office Address: LIEBIGSTRASSE 23, 35390 GIESSEN, GERMANY

☒ third and subsequent joint inventors are listed on second sheet

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3-00 Full name of third joint inventor, if any: TOBIAS GESSLER

Inventor's signature: *Tobias Gessler*

Date: 29.11.2005

Residence: WETTENBERG, GERMANY DEX

Citizenship: GERMANY

Post Office Address: ESCHENWEG 15, 35435 WETTENBERG, GERMANY

4-00 Full name of fourth joint inventor, if any: LEA ANN DAILEY

Inventor's signature:

Date:

Residence: LONDON, UNITED KINGDOM GBX

Citizenship: UNITED STATES OF AMERICA

Post Office Address: 56 WINSTON ROAD, NEWINGTON GREEN, LONDON, N16 9LT, UNITED KINGDOM

5-00 Full name of fifth joint inventor, if any: MATTHIAS WITTMAR

Inventor's signature:

Date:

Residence: MEDEBACH, GERMANY DEX

Citizenship: GERMANY

Post Office Address: KURFÜRSTENSTR. 3, 59984 MEDEBACH, GERMANY

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INTERNATIONAL APPLICATION NUMBER	FILING DATE	STATUS (Patented, Pending, Granted)

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Full name of first inventor: WERNER SEEGER

Inventor's signature: _____

Date: _____

Residence: BIEBERTAL, GERMANY

Citizenship: GERMANY

Post Office Address: SCHAFFSWEG 19, 35444 BIEBERTAL, GERMANY

Full name of second joint inventor, if any: THOMAS SCHMEHL

Inventor's signature: _____

Date: _____

Residence: GIESSEN, GERMANY

Citizenship: GERMANY

Post Office Address: LIEBIGSTRASSE 23, 35390 GIESSEN, GERMANY

☒ third and subsequent joint inventors are listed on second sheet

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Full name of third joint inventor, if any: TOBIAS GESSLER

Inventor's signature:

Date:

Residence: WETTENBERG, GERMANY

Citizenship: GERMANY

Post Office Address: ESCHENWEG 15, 35435 WETTENBERG, GERMANY

Full name of fourth joint inventor, if any: LEA ANN DAILEY

Inventor's signature:

Date: 06/12/05

Residence: LONDON, UNITED KINGDOM

Citizenship: UNITED STATES OF AMERICA

Post Office Address: 251 OLD FORD ROAD, LONDON, E3 5PS, UNITED KINGDOM

Full name of fifth joint inventor, if any: MATTHIAS WITTMAR

Inventor's signature:

Date:

Residence: MEDEBACH, GERMANY

Citizenship: GERMANY

Post Office Address: KURFÜRSTENSTR. 3, 59964 MEDEBACH, GERMANY

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Full name of first inventor: WERNER SEEGER

Inventor's signature: _____

Date: _____

Residence: BIEBERTAL, GERMANY

Citizenship: GERMANY

Post Office Address: SCHAFFSWEG 19, 35444 BIEBERTAL, GERMANY

Full name of second joint inventor, if any: THOMAS SCHMEHL

Inventor's signature: _____

Date: _____

Residence: GIESSEN, GERMANY

Citizenship: GERMANY

Post Office Address: LIEBIGSTRASSE 23, 35390 GIESSEN, GERMANY

☒ Third and subsequent joint inventors are listed on second sheet

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Full name of third joint inventor, if any: TOBIAS GESSLER

Inventor's signature:

Date:

Residence: WETTENBERG, GERMANY

Citizenship: GERMANY

Post Office Address: ESCHENWEG 15, 35435 WETTENBERG, GERMANY

Full name of fourth joint inventor, if any: LEA ANN DAILEY

Inventor's signature:

Date:

Residence: LONDON, UNITED KINGDOM

Citizenship: UNITED STATES OF AMERICA

Post Office Address: 56 WINSTON ROAD, NEWINGTON GREEN, LONDON, N16 9LT, UNITED KINGDOM

Full name of fifth joint inventor, if any: MATTHIAS WITTMAR

Inventor's signature:

*M. Wittmar*Date: *November 26, 2005*

Residence: MEDEBACH, GERMANY

Citizenship: GERMANY

Post Office Address: KURFÜRSTENSTR. 3, 50964 MEDEBACH, GERMANY

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